

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

|  |   |                                    |
|--|---|------------------------------------|
| -----  | x |                                    |
|  | : |                                    |
| DEUTSCHE BANK TRUST COMPANY                    | : |                                    |
| AMERICAS, in its capacity as successor         | : |                                    |
| Indenture trustee for certain series of Senior | : |                                    |
| Notes, <i>et al.</i> ,                         | : |                                    |
|  | : |                                    |
| Plaintiffs,                                    | : | Case No. 1:11-cv-04784 (RJH)       |
|  | : |                                    |
| v.   | : | <b><u>NOTICE OF APPEARANCE</u></b> |
|  | : |                                    |
| ADALY OPPORTUNITY FUND TD                      | : |                                    |
| SECURITIES INC. C/O ADALY, <i>et al.</i> ,     | : |                                    |
|  | : |                                    |
| Defendants.                                    | : |                                    |
| -----  | x |                                    |

PLEASE TAKE NOTICE that the undersigned, of the law firm of Sullivan & Cromwell LLP, is hereby entering an appearance as counsel on behalf of defendant TowerView LLC in the above-captioned action. I certify that I am admitted to practice in this Court and hereby request that all notices, pleadings and other documents served or filed in this case be served at the address set forth below.

Dated: New York, New York  
November 29, 2011

By: /s/ Stephanie G. Wheeler  
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